

PATENT
Customer No. 22,852
Attorney Docket No. 7552.0052

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Annalisa DELNEVO et al.) Group Art Unit: 3767
Application No.: 10/520,667) Examiner: Deanna K. Hall
Filed: January 10, 2005)
For: A SUPPORT ELEMENT FOR AN) Confirmation No.: 9403
EXTRACORPOREAL FLUID)
TRANSPORT LINE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Assignee, Gambro Lundia AB, duly organized under the laws of Sweden and having its principal place of business at Magistratsvägen 16, 22643 Lund, Sweden, represents that it is the assignee of the entire right, title, and interest in and to the above-identified application, Application No. 10/520,667, filed January 10, 2005 for A SUPPORT ELEMENT FOR AN EXTRACORPOREAL FLUID TRANSPORT LINE in the names of Annalisa Delnevo and Luca Caleffi, as indicated by assignments duly recorded in the United States Patent and Trademark Office at Reel 016821, Frame 0289 on January 10, 2005; Reel 016805, Frame 0217 on January 10, 2005; Reel 016805, Frame 0238 on January 10, 2005; and Reel 016805, Frame 0215 on January 10, 2005. Assignee, Gambro Lundia AB, further represents that it is the assignee of the

entire right, title, and interest in and to U.S. Patent Application No. 10/520,529, as indicated by assignments duly recorded in the United States Patent and Trademark Office at Reel 016796, Frame 0687 on January 7, 2005; Reel 016823, Frame 0421 on January 7, 2005; Reel 016796, Frame 0703 on January 7, 2005; and Reel 016783, Frame 0150 on January 7, 2005.

To obviate a double patenting rejection, Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application that would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Application No. 10/520/529. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated before the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule in 37 C.F.R. § 1.20(d), the required fee of \$130.00 is being filed with this disclaimer.

If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to Deposit Account 06-0916. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to Deposit Account 06-0916

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 7, 2008

By: /Aaron L. Parker/

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